

PUBLIC NOTICE OF INTENT TO PROPOSE OR PROMULGATE NEW OR CHANGED AGENCY RULES

The following agencies of the state of Idaho have published the complete text and all related, pertinent information concerning their intent to change or make the following rules in the new issue of the state Administrative Bulletin.

IDAPA 02 – DEPARTMENT OF AGRICULTURE P.O. Box 790, Boise, ID 83701-0790

Docket No. **02-0617-9901**, Rules Concerning the Disposal of Cull Onions and Potatoes. Revises chapter name and updates section; adds additional legal authority to provide penalty provisions; adds cull potatoes definition; deletes outdated pesticide references; specifies that quantity of cull onions to be disposed by feeding shall be governed by the number of animals to be fed; adds additional disposal systems and references best management practices for pit disposal; establishes regulated areas; adds cull potato disposal sections; and requires that written notification of allowed disposal methods be given to those doing the disposal. Comment By: 12/22/99.

Docket No. **02-0633-9901**, Rules Concerning the Late Blight of Potato, *Solanum Tuberosum* L. Repeal of chapter. Comment By: 12/22/99.

Docket No. **02-0640-9901**, Rules Relating to Ginseng Crop Management Area for Magic Valley. New chapter establishes definitions; provides for licensing and registration of persons growing, purchasing, and selling ginseng; provides for the inspection of and accounting for all ginseng exported from Idaho; specifies the records to be kept by ginseng growers and dealers; and provides a schedule of fees for services. Comment By: 12/22/99.

IDAPA 11 – DEPARTMENT OF LAW ENFORCEMENT

Docket No. **11-1101-9902**, Rules of the Peace Officers Standards and Training Council. Simplifies and clarifies the minimum standards of performance for the certification of Idaho police canine teams. Comment By: 12/22/99.

IDAPA 18 – DEPARTMENT OF INSURANCE

Docket No. **18-0147-9901**, Valuation of Life Insurance Policies Including the Introduction and Use of New Select Mortality Factors. Provides tables of select mortality factors and rules for calculating basic reserves concerning a minimum standard for the valuation of plans with nonlevel premiums or benefits and secondary guarantees, which shall apply to all life insurance policies, with or without nonforfeiture values, issued on or after the effective date of this Rule. Comment By: 1/26/00.

IDAPA 39 – IDAHO TRANSPORTATION DEPARTMENT

Docket No. **39-0341-9901**, Rules Governing Traffic Control Devices. Incorporates by reference recent revisions to the "Manual on Uniform Traffic Control Devices for Streets and Highways" of the Federal Highway Administration. Comment By: 12/22/99.

IDAPA 50 – COMMISSION OF PARDONS AND PAROLE

Docket No. **50-0101-9903**, Rules of the Commission of Pardons and Parole. Provides for executive director's designee to sign minutes of hearings; changes references to commission being under the authority of the governor not the board of correction; changes length of commissioner appointments; revises hearing locations, inmate interviews, that commission parole decisions given verbally and may or may not be sent to the inmate in writing, and that hearing summary minutes are not public record until signed; revises commission use of sentence calculation information provided by the Department of Correction, the forfeiture of time on parole, unsupervised parole and early discharge from parole; changes parole plan forms; gives consideration to educational program participation; adds that interstate parole applicants may be required to post a bond prior to acceptance; states that a decision to revoke parole may be made during deliberation in a commission hearing or an absentia hearing; includes the ability of commission to consider petitions from other than inmates and confidential information in commutation of sentence; and self-initiated progress report petitions may be submitted to the commission for consideration at any time. Comment By: 12/22/99.

IDAPA 59 – PUBLIC EMPLOYEE RETIREMENT SYSTEM OF IDAHO

Docket No. **59-0103-9903**, Contribution Rules of PERSI. Conforms to HB 23 by eliminating excess merger costs associated with the Idaho Falls Police Retirement Fund effective July 1, 1997. Comment By: 12/22/99.

Docket No. **59-0105-9901**, Separation from Service Rules of PERSI. Clarifies requirements for reinstatement of credited service via repayment of separation benefits and provides for multiple irrevocable payroll deductions. Comment By: 12/22/99.

Docket No. **59-0107-9901**, Miscellaneous Rules of PERSI. Regular interest will be determined by net investment returns to more closely reflect actual investment returns experienced by the PERSI fund; creates a separate rate, based on the prime rate, for service repurchases to reduce volatility and conform more closely to market rates. Comment By: 12/22/99.

PUBLIC HEARINGS – Public Hearings have been scheduled for the following dockets:

Department of Health and Welfare

Docket No. **16-0309-9911 and 16-0309-9913**, Rules Governing Medical Assistance.

Please refer to the Idaho Administrative Bulletin, **December 1, 1999, Volume 99-12** for notices and text of all rulemakings, public hearing schedules, Governor's executives orders, and agency contact names.

Citizens of your county can view all issues of the Idaho Administrative Bulletin at the county law libraries.

Copies of the Administrative Bulletin and other rules publications are available for purchase. For subscription information and ordering call (208) 332-1820 or write the Office of the Administrative Rules Coordinator, Department of Administration, 650 W. State St., Room 100, Boise, Idaho 83720. Visa and Mastercard accepted.

The Idaho Administrative Bulletin and Administrative Code are available on the Internet at the following address: **<http://www.state.id.us/>** - from the State of Idaho Home Page, select Administration Rules.